

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Dileep Kumar Panjwani
Application No. : 10/608,746
Confirmation No. : 7711
Filed : June 27, 2003
For : METHOD AND APPARATUS FOR DETECTION AND
PREVENTION OF INTRUSIONS, COMPUTER
WORMS, AND DENIAL OF SERVICE ATTACKS
Group Art Unit : 2131
Examiner : Thomas Peeso

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENT TO PETITION TO WITHDRAW HOLDING OF
ABANDONMENT UNDER 37 C.F.R. §1.181(a)

Sir:

The Patent Office apparently mailed an Office Action to an incorrect address on August 11, 2006 that was accordingly never received by the undersigned. On September 2, 2008 applicant filed a Petition to Withdraw Holding of Abandonment in the above-identified patent application.

Applicant submits herewith the following items in further support of the applicant's September 2, 2008 Petition to Withdraw Holding of Abandonment in the above-identified patent application:

I. Copy of redacted Incoming Patent Communications Log (pages 78-82) for practitioner G. Victor Treyz covering a one-month period including August 11, 2006 to September 11, 2006 (the period of time during which it would reasonably be assumed that any correctly addressed Office Action mailed on August 11, 2006 would have arrived at the San Francisco offices of practitioner G. Victor Treyz).

II. Copy of file jacket for patent application serial No. 10/608,746.

Statement of practitioner G. Victor Treyz:

I, G. Victor Treyz, attorney of record of the above-identified patent application, state as follows:

1. As evidenced by the Power of Attorney and Correspondence Address Indication Form that was filed in the Patent Office on September 30, 2004, I am the attorney of record of the above-identified patent application and the appropriate address of record for this application is the address associated with customer number 36532 (870 Market St., Suite 984, San Francisco, California 94102).

2. All incoming Patent Office communications to my practice are logged in the Incoming Patent Communications Log by Docket Number, date of receipt, Serial No., and a brief document description. This includes communications associated with customer number 36532.

4. All incoming Patent Office communications to my practice are also listed on the appropriate patent application

file jacket under the heading "Office Actions."

5. As evidenced by the attached Log copies and file jacket copy for application No. 10/608,746, I never received the August 11, 2006 Office Action in the above-identified patent application.

6. Moreover, it is standard procedure in my practice to make a note attached to the file jacket indicating when a Reply is due to any received Office Action. No such note is or has ever been attached to the file jacket in the above-identified patent application, because no Office Action has ever been received.

7. I have searched for the August 11, 2006 Office Action through my office records. My search has revealed that the August 11, 2006 Office action was not received at the correspondence address of record (customer number 36532, 870 Market St., Suite 984, San Francisco, California 94102). In particular, a search of my records, including the file jacket of the above-identified patent application and the application contents, indicates that the Office action was not received. A copy of the file jacket and the incoming mail log used in my practice where the non-received Office action would have been entered are provided in the form of the attached incoming mail log pages and file jacket copy.

8. In accordance with my practice, each file is docketed separately using a notice attached to the outside of the file jacket. Accordingly, no master docket, as such, exists for

my practice. As evidence of non-receipt of the August 11, 2006 Office Action I have provided the attached incoming mail log copies, file jacket copy, and statement regarding the absence of any due date notice attached to the file jacket.

As this evidence makes clear, I have never received a copy of the August 11, 2006 Office Action. In view of the foregoing, and in view of the previously-filed Petition to Withdraw Holding of Abandonment in the above-identified patent application, applicant hereby requests reconsideration and withdrawal of the holding of abandonment in this patent application.

When this Petition is granted, applicant requests that the August 11, 2006 Office Action be mailed to the correct correspondence address indicated in the Power of Attorney and Correspondence Address Indication Form (i.e., customer number 36532) and that a new period for reply be established based on the new mailing date.

The Commissioner is hereby authorized to charge any fee

deficiencies due or to credit any overpayments in connection with
this submission to Deposit Account No. 502942.

Respectfully Submitted,

Date: September 29, 2008

/G. Victor Treyz/
G. Victor Treyz
Reg. No. 36,294
Attorney for Applicant
Customer No. 36532
Tel.: 415-837-0650

DOCKET NO. SEC-1 (SA-04)

NO FOREIGN

Conf. No. 7711

APPLICANT DILEEP KUMAR PANJWANI

INVENTOR(S)

TITLE METHOD AND APPARATUS FOR DETECTION AND
PREVENTION OF INTRUSIONS, COMPUTER WORMS, AND DENIAL OF SERVICE ATTACKS

SERIAL NO. 10/608 746 FILED 6/27/03

ASSIGNEE BLUE LANE TECHNOLOGIES INC.

ASSIGNMENT RECORDED 10/5/04 REEL 015854 FRAME 0429

[illegible]

APPLICANT'S ADDRESS

NOTICE OF ALLOWANCE

FINAL FEE PAID

Incoming Patent Communications Log

Docket No.	Application Number	Date Received	Items Received
10000	10000 1,944	7/31/06	Recorded Assignment
10007	10007 352	7/31/06	Office Action
10011	10011 1,047	8/31/06	Office Action
10015	10015 456	c. 8/7/06	Original patent
10019	10019 147	c. 8/7/06	Original patent
10023	10023 074	c. 8/7/06	Office Action
10027	10027 652	8/7/06	recorded assignment
10031	10031 679	c. 8/14/06	Notice of Abandonment
10035	10035 851	c. 8/14/06	Notice of Non-Compliant Amendment

REDACTED

Incoming Patent Communications Log

Docket No.	Application Number	Date Received	Items Received
600,000	600,000 6392	8/14/06	PCT Notice re 30 months
600,000	600,000 667	8/14/06	First right recorded assignment
600,000	600,000 272	8/14/06	rec. assign.
600,000	600,000 281	8/14/06	rec. assign.
600,000	600,000 280	8/14/06	rec. assign.
600,000	600,000 282	8/14/06	rec. assign.
600,000	600,000 148	8/14/06	rec. assign.
600,000	600,000 286	8/14/06	rec. assign.
600,000	600,000 365	8/14/06	rec. assign.

REDACTED

Incoming Patent Communications Log

Docket No.	Application Number	Date Received	Items Received
2008-01-14	2008-01-14 5,867	8/14/06	Interview Summary
2008-01-14	2008-01-14 2,86	8/14/06	Fee Receipt
2008-01-14	2008-01-14 365	8/14/06	Fee Receipt
2008-01-14	2008-01-14 199	8/14/06	Fee Receipt
2008-01-14	2008-01-14 429	8/14/06	Fee Receipt
2008-01-14	2008-01-14 136	8/14/06	Original Patent
2008-01-14	2008-01-14 444	8/14/06	Original Patent
2008-01-14	2008-01-14 592	8/14/06	Original Patent
2008-01-14	2008-01-14 651	8/14/06	Office Action

REDACTED

Docket No.	Application Number	Date Received	Items Received
0000	0000 , 543	8/28/06	File Receipt
0000	0000 , 017	8/31/06	Interview Summary.
0000	0000 , 196	9/5/06	o G a t e k e
0000	0000 , 099	9/5/06	Perk to Review Application
0000	0000 , 254	9/5/06	File Receipt
0000	0000 , 254	9/8/06	recovered assignment.
0000	0000 , 932	9/13/06	recovered assignment.
0000	0000 , 911	9/13/06	original patch.
0000	0000 , 834	9/15/06	File Receipt

REDACTED